

Senate Engrossed

State of Arizona  
Senate  
Forty-eighth Legislature  
First Regular Session  
2007

# SENATE BILL 1096

AN ACT

AMENDING SECTIONS 15-2002 AND 15-2031, ARIZONA REVISED STATUTES; RELATING TO  
THE SCHOOL FACILITIES BOARD BUDGET RECONCILIATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 15-2002, Arizona Revised Statutes, is amended to  
3 read:

4 15-2002. Powers and duties: executive director: staffing:  
5 report

6 A. The school facilities board shall:

7 1. Make assessments of school facilities and equipment deficiencies  
8 ~~pursuant to section 15-2021~~ and approve the distribution of grants as  
9 appropriate.

10 2. Develop a database for administering the building renewal formula  
11 prescribed in section 15-2031 and administer the distribution of monies to  
12 school districts for building renewal.

13 3. Inspect school buildings at least once every five years to ensure  
14 compliance with the building adequacy standards prescribed in section 15-2011  
15 and routine preventative maintenance guidelines as prescribed in this section  
16 with respect to construction of new buildings and maintenance of existing  
17 buildings. The school facilities board shall randomly select twenty school  
18 districts every thirty months and inspect them pursuant to this paragraph.

19 4. Review and approve student population projections submitted by  
20 school districts to determine to what extent school districts are entitled to  
21 monies to construct new facilities pursuant to section 15-2041. The board  
22 shall make a final determination within six months of the receipt of an  
23 application by a school district for monies from the new school facilities  
24 fund.

25 5. Certify that plans for new school facilities meet the building  
26 adequacy standards prescribed in section 15-2011.

27 6. Develop prototypical elementary and high school designs. The board  
28 shall review the design differences between the schools with the highest  
29 academic productivity scores and the schools with the lowest academic  
30 productivity scores. The board shall also review the results of a valid and  
31 reliable survey of parent quality rating in the highest performing schools  
32 and the lowest performing schools in this state. The survey of parent  
33 quality rating shall be administered by the department of education. The  
34 board shall consider the design elements of the schools with the highest  
35 academic productivity scores and parent quality ratings in the development of  
36 elementary and high school designs. The board shall develop separate school  
37 designs for elementary, middle and high schools with varying pupil  
38 capacities.

39 7. Develop application forms, reporting forms and procedures to carry  
40 out the requirements of this article.

41 8. Review and approve or reject requests submitted by school districts  
42 to take actions pursuant to section 15-341, subsection F.

43 9. Submit an annual report by December 15 to the speaker of the house  
44 of representatives, the president of the senate, the superintendent of public

1 instruction, the director of the Arizona state library, archives and public  
2 records and the governor that includes the following information:

3 (a) A detailed description of the amount of monies distributed by the  
4 school facilities board in the previous fiscal year.

5 (b) A list of each capital project that received monies from the  
6 school facilities board during the previous fiscal year, a brief description  
7 of each project that was funded and a summary of the board's reasons for the  
8 distribution of monies for the project.

9 (c) A summary of the findings and conclusions of the building  
10 maintenance inspections conducted pursuant to this article during the  
11 previous fiscal year.

12 (d) A summary of the findings of common design elements and  
13 characteristics of the highest performing schools and the lowest performing  
14 schools based on academic productivity including the results of the parent  
15 quality rating survey. For the purposes of this ~~paragraph~~ SUBDIVISION,  
16 "academic productivity" means academic year advancement per calendar year as  
17 measured with student-level data using the statewide nationally standardized  
18 norm-referenced achievement test.

19 10. By December 1 of each year, report to the joint committee on  
20 capital review the amounts necessary to fulfill the requirements of sections  
21 ~~15-2021~~, 15-2022, 15-2031 and 15-2041 for the following fiscal year and the  
22 estimated amounts necessary to fulfill the requirements of sections ~~15-2021~~,  
23 15-2022, 15-2031 and 15-2041 for the fiscal year following the next fiscal  
24 year. The board shall provide copies of the report to the president of the  
25 senate, the speaker of the house of representatives and the governor.

26 11. Adopt minimum school facility adequacy guidelines to provide the  
27 minimum quality and quantity of school buildings and the facilities and  
28 equipment necessary and appropriate to enable pupils to achieve the  
29 educational goals of the Arizona state schools for the deaf and the blind.  
30 The school facilities board shall establish minimum school facility adequacy  
31 guidelines applicable to the Arizona state schools for the deaf and the blind  
32 ~~by December 31, 2000~~.

33 12. ~~Beginning August 15, 2004, and~~ IN each even-numbered year  
34 ~~thereafter~~, report to the joint committee on capital review the amounts  
35 necessary to fulfill the requirements of sections 15-2031 and 15-2041 for the  
36 Arizona state schools for the deaf and the blind for the following two fiscal  
37 years. The Arizona state schools for the deaf and the blind shall incorporate  
38 the findings of the report in any request for building renewal monies and new  
39 school facilities monies. Any monies provided to the Arizona state schools  
40 for the deaf and the blind for building renewal and for new school facilities  
41 are subject to legislative appropriation.

42 13. By ~~October~~ JUNE 15 of each year, submit DETAILED information  
43 regarding demographic assumptions, a proposed construction schedule and new  
44 school construction cost estimates for ~~the following~~ INDIVIDUAL PROJECTS  
45 APPROVED IN THE CURRENT FISCAL YEAR AND EXPECTED PROJECT APPROVALS FOR THE

1   UPCOMING fiscal year to the joint committee on capital review for its review.  
2   A COPY OF THE REPORT SHALL ALSO BE SUBMITTED TO THE GOVERNOR'S OFFICE OF  
3   STRATEGIC PLANNING AND BUDGETING. THE JOINT LEGISLATIVE BUDGET COMMITTEE  
4   STAFF, THE GOVERNOR'S OFFICE OF STRATEGIC PLANNING AND BUDGETING STAFF AND  
5   THE SCHOOL FACILITIES BOARD STAFF SHALL AGREE ON THE FORMAT OF THE REPORT.

6       14. Every two years, provide school districts with information on  
7   improving and maintaining the indoor environmental quality in school  
8   buildings.

9       B. The school facilities board may contract for private services in  
10  compliance with the procurement practices prescribed in title 41, chapter 23.

11      C. The governor shall appoint an executive director of the school  
12  facilities board pursuant to section 38-211. The executive director is  
13  eligible to receive compensation as determined pursuant to section 38-611 and  
14  may hire and fire necessary staff as approved by the legislature in the  
15  budget. The executive director shall have demonstrated competency in school  
16  finance, facilities design or facilities management, either in private  
17  business or government service. The executive director serves at the  
18  pleasure of the governor. The staff of the school facilities board is exempt  
19  from title 41, chapter 4, articles 5 and 6. The executive director:

20       1. Shall analyze applications for monies submitted to the board by  
21  school districts.

22       2. Shall assist the board in developing forms and procedures for the  
23  distribution and review of applications and the distribution of monies to  
24  school districts.

25       3. May review or audit, or both, the expenditure of monies by a school  
26  district for deficiencies corrections, building renewal and new school  
27  facilities.

28       4. Shall assist the board in the preparation of the board's annual  
29  report.

30       5. Shall research and provide reports on issues of general interest to  
31  the board.

32       6. May aid school districts in the development of reasonable and  
33  cost-effective school designs in order to avoid statewide duplicated efforts  
34  and unwarranted expenditures in the area of school design.

35       7. May assist school districts in facilitating the development of  
36  multijurisdictional facilities.

37       8. Shall assist the board in any other appropriate matter or method as  
38  directed by the members of the board.

39       9. Shall establish procedures to ensure compliance with the notice and  
40  hearing requirements prescribed in section 15-905. The notice and hearing  
41  procedures adopted by the board shall include the requirement, with respect  
42  to the board's consideration of any application filed after July 1, 2001 or  
43  after December 31 of the year in which the property becomes territory in the  
44  vicinity of a military airport or ancillary military facility as defined in  
45  section 28-8461 for monies to fund the construction of new school facilities

1 proposed to be located in territory in the vicinity of a military airport or  
2 ancillary military facility, that the military airport receive notification  
3 of the application by first class mail at least thirty days before any  
4 hearing concerning the application.

5 10. May expedite any request for ~~funds~~ MONIES in which the local match  
6 was not obtained for a project that received preliminary approval by the  
7 state board for school capital facilities.

8 11. Shall expedite any request for ~~funds~~ MONIES in which the school  
9 district governing board submits an application that shows an immediate need  
10 for a new school facility.

11 12. Shall make a determination as to administrative completion within  
12 one month after the receipt of an application by a school district for monies  
13 from the new school facilities fund.

14 13. Shall provide technical support to school districts as requested by  
15 school districts in connection with the construction of new school facilities  
16 and the maintenance of existing school facilities.

17 D. When appropriate, the school facilities board shall review and use  
18 the statewide school facilities inventory and needs assessment conducted by  
19 the joint committee on capital review and issued in July, 1995.

20 E. The school facilities board shall contract with one or more private  
21 building inspectors to complete an initial assessment of school facilities  
22 and equipment ~~provided in section 15-2021~~ and shall inspect each school  
23 building in this state at least once every five years to ensure compliance  
24 with section 15-2011. A copy of the inspection report, together with any  
25 recommendations for building maintenance, shall be provided to the school  
26 facilities board and the governing board of the school district.

27 F. The school facilities board may consider appropriate combinations  
28 of facilities or uses in making assessments of and curing deficiencies  
29 pursuant to subsection A, paragraph 1 of this section and in certifying plans  
30 for new school facilities pursuant to subsection A, paragraph 5 of this  
31 section.

32 G. The board shall not award any monies to fund new facilities that  
33 are financed by class A bonds that are issued by the school district.

34 H. The board shall not distribute monies to a school district for  
35 replacement or repair of facilities if the costs associated with the  
36 replacement or repair are covered by insurance or a performance or payment  
37 bond.

38 I. The board may contract for construction services and materials that  
39 are necessary to correct existing deficiencies in school district facilities  
40 ~~as determined pursuant to section 15-2021~~. The board may procure the  
41 construction services necessary pursuant to this subsection by any method  
42 including construction-manager-at-risk, design-build, design-bid-build or  
43 job-order-contracting as provided by title 41, chapter 23. The construction  
44 planning and services performed pursuant to this subsection are exempt from  
45 section 41-791.01.

1 J. The school facilities board may enter into agreements with school  
2 districts to allow school facilities board staff and contractors access to  
3 school property for the purposes of performing the construction services  
4 necessary pursuant to subsection I of this section.

5 K. ~~By October 1, 2002,~~ Each school district shall develop routine  
6 preventative maintenance guidelines for its facilities. The guidelines shall  
7 be submitted to the school facilities board for review and approval ~~by~~  
8 ~~February 1, 2003.~~ If upon inspection by the school facilities board it is  
9 determined that a school district facility was inadequately maintained  
10 pursuant to the school district's routine preventative maintenance  
11 guidelines, the school district shall use building renewal monies pursuant to  
12 section 15-2031, subsection J to return the building to compliance with the  
13 school district's routine preventative maintenance guidelines. Once the  
14 district is in compliance, it no longer is required to use building renewal  
15 monies for preventative maintenance.

16 L. The school facilities board may temporarily transfer monies between  
17 the capital reserve fund established by section 15-2003, ~~the deficiencies~~  
18 ~~correction fund established by section 15-2021,~~ the emergency deficiencies  
19 correction fund established by section 15-2022, the building renewal fund  
20 established by section 15-2031 and the new school facilities fund established  
21 by section 15-2041 if all of the following conditions are met:

22 1. The transfer is necessary to avoid a temporary shortfall in the  
23 fund into which the monies are transferred.

24 2. The transferred monies are restored to the fund where the monies  
25 originated as soon as practicable after the temporary shortfall in the other  
26 fund has been addressed.

27 3. The school facilities board reports to the joint committee on  
28 capital review the amount of and the reason for any monies transferred.

29 Sec. 2. Section 15-2031, Arizona Revised Statutes, is amended to read:  
30 15-2031. Building renewal fund; definitions

31 A. A building renewal fund is established consisting of monies  
32 appropriated by the legislature ~~and monies credited to the fund pursuant to~~  
33 ~~section 42-5030.01.~~ The school facilities board shall administer the fund  
34 and distribute monies to school districts for the purpose of maintaining the  
35 adequacy of existing school facilities. Monies in the fund are continuously  
36 appropriated and are exempt from the provisions of section 35-190 relating to  
37 lapsing of appropriations.

38 B. The school facilities board shall inventory and inspect all school  
39 buildings in this state in order to develop a database to administer the  
40 building renewal formula. The database shall include the student capacity of  
41 the building as determined by the school facilities board. The board shall  
42 distribute monies from the building renewal fund to school districts in an  
43 amount computed pursuant to subsection ~~6~~ I of this section. A school  
44 district that receives monies from the building renewal fund shall use the  
45 monies ~~primarily~~ FIRST for any PROJECTS THAT FALL BELOW THE MINIMUM SCHOOL

1 FACILITY ADEQUACY GUIDELINES, AS ADOPTED BY THE SCHOOL FACILITIES BOARD  
2 PURSUANT TO SECTION 15-2011, AND THAT ARE PART OF ANY buildings in the  
3 database ~~developed or created under subsection D of this section~~ and ~~secondly~~  
4 SECOND for any other PROJECTS THAT ARE PART OF ANY buildings owned by the  
5 school district for any of the following:

- 6 1. Major renovations and repairs of a building.
- 7 2. Upgrading systems and areas that will maintain or extend the useful  
8 life of the building.
- 9 3. Infrastructure costs.
- 10 4. Relocation and placement of portable and modular buildings.

11 C. MONIES RECEIVED FROM THE BUILDING RENEWAL FUND SHALL BE USED FOR  
12 PRIMARY PROJECTS, UNLESS ONLY SECONDARY PROJECTS EXIST.

13 D. NOTWITHSTANDING SUBSECTIONS B AND C OF THIS SECTION, SCHOOL  
14 DISTRICTS SHALL USE BUILDING RENEWAL MONIES ON SECONDARY PROJECTS TO COMPLY  
15 WITH BUILDING, HEALTH, FIRE OR SAFETY CODES. BEFORE SPENDING BUILDING  
16 RENEWAL MONIES ON SECONDARY PROJECTS TO COMPLY WITH BUILDING, HEALTH, FIRE OR  
17 SAFETY CODES, THE SCHOOL FACILITIES BOARD SHALL APPROVE THE PROJECTS.

18 ~~C.~~ E. Monies received from the building renewal fund shall not be  
19 used for any of the following purposes:

- 20 1. New construction.
- 21 2. Remodeling interior space for aesthetic or preferential reasons.
- 22 3. Exterior beautification.
- 23 4. Demolition.
- 24 5. The purchase of soft capital items pursuant to section 15-962,  
25 subsection D.
- 26 6. Routine maintenance except as provided in section 15-2002,  
27 subsection K and subsection ~~J~~ L of this section.

28 ~~D.~~ F. The school facilities board shall maintain the building renewal  
29 database and use the database for the computation of the building renewal  
30 formula distributions. The board shall ensure that the database is updated  
31 on at least an annual basis to reflect changes in the ages and value of  
32 school buildings. The facilities listed in the database shall include only  
33 those buildings that are owned by school districts that are required to meet  
34 academic standards. Each school district shall report to the school  
35 facilities board no later than September 1 of each year the number and type  
36 of school buildings owned by the district, the square footage of each  
37 building, the age of each building, the nature of any renovations completed  
38 and the cost of any renovations completed. The school facilities board may  
39 review or audit, or both, to confirm the information submitted by a school  
40 district. The board shall adjust the age of each school facility in the  
41 database whenever a building is significantly upgraded or remodeled. The age  
42 of a building that has been significantly upgraded or remodeled shall be  
43 recomputed as follows:

- 44 1. Divide the cost of the renovation by the building capacity value of  
45 the building determined in subsection ~~G~~ I, paragraph 3 of this section.

1           2. Multiply the quotient determined in paragraph 1 of this subsection  
2 by the currently listed age of the building in the database.

3           3. Subtract the product determined in paragraph 2 of this subsection  
4 from the currently listed age of the building in the database, rounded to the  
5 nearest whole number. If the result is negative, use zero.

6           ~~F.~~ G. The school facilities board shall submit an annual report to  
7 the president of the senate, the speaker of the house of representatives, the  
8 Arizona state library, archives and public records and the governor by  
9 October 1 that includes the computation of the amount of monies to be  
10 distributed from the building renewal fund for the current fiscal year. The  
11 joint committee on capital review shall review the school facilities board's  
12 calculation of the building renewal fund distributions. After the joint  
13 committee on capital review reviews the distributions computed by the school  
14 facilities board, the school facilities board shall distribute the monies  
15 from the building renewal fund to school districts in two equal installments  
16 in November and May of each year.

17           ~~F.~~ H. School districts that receive monies from the building renewal  
18 fund shall establish a district building renewal fund and shall use the  
19 monies in the district building renewal fund only for the purposes prescribed  
20 in subsection B of this section. Ending cash balances in a school district's  
21 building renewal fund may be used in following fiscal years for building  
22 renewal pursuant to subsection B of this section. By October 15 of each  
23 year, each school district shall report to the school facilities board the  
24 projects funded at each school in the previous fiscal year with monies from  
25 the district building renewal fund, **INCLUDING THE AMOUNT OF EXPENDITURES**  
26 **DEDICATED TO PRIMARY PROJECTS AND TO SECONDARY PROJECTS. ON RECEIPT OF THESE**  
27 **REPORTS, THE SCHOOL FACILITIES BOARD SHALL FORWARD THIS INFORMATION TO THE**  
28 **JOINT LEGISLATIVE BUDGET COMMITTEE STAFF AND THE GOVERNOR'S OFFICE OF**  
29 **STRATEGIC PLANNING AND BUDGETING STAFF. EACH SCHOOL DISTRICT SHALL ALSO**  
30 **REPORT TO THE SCHOOL FACILITIES BOARD** an accounting of the monies remaining  
31 in the district building renewal fund at the end of the previous fiscal year  
32 and a comprehensive three year plan that details the proposed use of building  
33 renewal monies. If a school district fails to submit the report by October  
34 15, the school facilities board shall withhold building renewal monies from  
35 the school district until the school facilities board determines that the  
36 school district has complied with the reporting requirement. When the school  
37 facilities board determines that the school district has complied with the  
38 reporting requirement, the school facilities board shall restore the full  
39 amount of withheld building renewal monies to the school district.

40           ~~G.~~ I. Notwithstanding any other provision of this chapter, if a  
41 school district converts space that is listed in the database maintained  
42 pursuant to this section to space that will be used for administrative  
43 purposes, the school district is responsible for any costs associated with  
44 the conversion, maintenance and replacement of that space. The building  
45 renewal amount for each school building shall be computed as follows:

1           1. Divide the age of the building as computed pursuant to subsection  
2 ~~D~~ ~~F~~ of this section by one thousand two hundred seventy-five or, in the case  
3 of modular or portable buildings, by two hundred ten.

4           2. Multiply the quotient determined in paragraph 1 of this subsection  
5 by 0.67.

6           3. Determine the building capacity value as follows:

7           (a) Multiply the student capacity of the building by the per student  
8 square foot capacity established by section 15-2041.

9           (b) Multiply the product determined in subdivision (a) by the cost per  
10 square foot established by section 15-2041.

11          4. Multiply the product determined in paragraph 2 of this subsection  
12 by the product determined in paragraph 3, subdivision (b) of this subsection.

13 ~~H~~ ~~J~~. If the school facilities board determines that a school  
14 district has spent monies from the building renewal fund for purposes other  
15 than those prescribed in subsection B of this section, the school facilities  
16 board shall notify the superintendent of public instruction. Notwithstanding  
17 any other law, the superintendent of public instruction shall withhold a  
18 corresponding amount from the monies that would otherwise be due the school  
19 district under the capital outlay revenue limit until these monies are  
20 repaid.

21 ~~I~~ ~~K~~. Beginning on July 1, 2002, a school district is not entitled to  
22 receive monies from the building renewal fund for any buildings that are to  
23 be replaced with new buildings that are funded with deficiencies corrections  
24 monies ~~pursuant to section 15-2021~~. The replacement buildings are not  
25 eligible to receive building renewal funding until the fiscal year following  
26 the completion of the building.

27 ~~J~~ ~~L~~. Notwithstanding subsections B and ~~G~~ ~~E~~ of this section, a  
28 school district may use eight per cent of the building renewal amount  
29 computed pursuant to subsection ~~G~~ ~~I~~ of this section for routine preventative  
30 maintenance. The board, after consultation with maintenance specialists in  
31 school districts, shall provide examples of recommended services that are  
32 routine preventative maintenance.

33 ~~K~~ ~~M~~. A school district that uses building renewal monies for routine  
34 preventative maintenance shall use the building renewal monies to supplement  
35 and not supplant expenditures from other funds for the maintenance of school  
36 buildings. The auditor general shall prescribe a method for determining  
37 compliance with the requirements of this subsection. A school district, in  
38 connection with any audit conducted by a certified public accountant, shall  
39 also contract for an independent audit to determine whether the school  
40 district used building renewal monies to reduce the school district's  
41 existing level of routine preventative maintenance funding. The auditor  
42 general may conduct discretionary reviews of a school district that is not  
43 required to contract for an independent audit.

1           ~~1-~~ N. For the purposes of this section:

2           1. "PRIMARY PROJECTS" MEANS PROJECTS THAT ARE OWNED BY SCHOOL  
3 DISTRICTS THAT ARE REQUIRED TO MEET THE ACADEMIC STANDARDS LISTED IN THE  
4 DATABASE MAINTAINED PURSUANT TO SUBSECTION F OF THIS SECTION AND THAT FALL  
5 BELOW THE MINIMUM SCHOOL FACILITY ADEQUACY GUIDELINES, AS ADOPTED BY THE  
6 SCHOOL FACILITIES BOARD PURSUANT TO SECTION 15-2011.

7           ~~2-~~ 2. "Routine preventative maintenance" means services that are  
8 performed on a regular schedule at intervals ranging from four times a year  
9 to once every three years and that are intended to extend the useful life of  
10 a building system and reduce the need for major repairs.

11           3. "SECONDARY PROJECTS" MEANS ALL PROJECTS THAT ARE NOT PRIMARY  
12 PROJECTS.

13           ~~2-~~ 4. "Student capacity" has the same meaning prescribed in section  
14 15-2011.

15           Sec. 3. Joint legislative study committee on K-12 school  
16 facilities; membership; duties; report

17           A. The joint legislative study committee on K-12 school facilities is  
18 established consisting of the following members:

19           1. Two members of the senate who are appointed by the president of the  
20 senate, each of whom is from a different political party.

21           2. Two members of the house of representatives who are appointed by  
22 the speaker of the house of representatives, each of whom is from a different  
23 political party.

24           3. One member who is a public school teacher currently providing  
25 classroom instruction in a school district and who is appointed by the  
26 speaker of the house of representatives.

27           4. One member of the business community who is appointed by the  
28 speaker of the house of representatives.

29           5. One private citizen who represents an organization of taxpayers and  
30 who is appointed by the president of the senate.

31           6. One member who has expertise in both rural and urban school  
32 district facilities management and who is appointed by the president of the  
33 senate.

34           7. One member of the business community who is appointed by the  
35 governor.

36           8. One member who has knowledge and experience in school finance in a  
37 public school system and who is appointed by the governor.

38           9. One member who has knowledge and experience in public finance and  
39 who is appointed by the governor.

40           10. One member who has knowledge and experience in housing development  
41 and who is appointed by the governor.

42           B. In addition to the members appointed pursuant to subsection A, the  
43 executive director of the school facilities board or the executive director's  
44 designee shall serve as an advisory nonvoting member of the joint legislative  
45 study committee on K-12 school facilities.

1 C. The committee shall elect a chairperson from its membership.

2 D. Committee members are not eligible to receive compensation but are  
3 eligible for reimbursement of expenses pursuant to title 38, chapter 4,  
4 article 2, Arizona Revised Statutes.

5 E. The committee may use the expertise and services of the staffs of  
6 the department of education and the school facilities board.

7 F. The joint legislative study committee shall review and make  
8 recommendations on the following:

9 1. Possible funding sources for the construction and maintenance of  
10 school facilities.

11 2. Building renewal and new construction formulas and potential  
12 changes to the formulas.

13 3. Minimum school facility adequacy guidelines.

14 4. Capital costs of reducing kindergarten programs through third grade  
15 class sizes.

16 5. Costs and implications of counting kindergarten students as full  
17 average daily memberships in the school facilities board new school  
18 construction formula.

19 6. Energy efficiency best practices and the implementation costs for  
20 school facilities.

21 7. Governance of the school facilities board.

22 G. The joint legislative study committee shall submit an initial  
23 report on or before December 1, 2007 and a final report on or before December  
24 1, 2008 that summarizes the joint legislative study committee's findings and  
25 recommendations to the governor, the president of the senate and the speaker  
26 of the house of representatives. A copy of each report shall be delivered to  
27 the secretary of state and the director of the Arizona state library,  
28 archives and public records.

29 Sec. 4. Delayed repeal

30 Section 3 of this act, relating to the joint legislative study  
31 committee on K-12 school facilities, is repealed from and after September 30,  
32 2009.

33 Sec. 5. Retroactivity; applicability

34 A. Section 15-2031, Arizona Revised Statutes, as amended by this act,  
35 applies retroactively to from and after June 30, 2007.

36 B. Notwithstanding section 15-2031, Arizona Revised Statutes, as  
37 amended by this act, the appropriation from the state general fund to the  
38 building renewal fund for fiscal year 2007-2008 shall be as specified in the  
39 general appropriations act.